

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6070

BILL NUMBER: SB 24

NOTE PREPARED: Nov 11, 2011

BILL AMENDED:

SUBJECT: Mental Health Issues.

FIRST AUTHOR: Sen. Lawson C

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
X FEDERAL

IMPACT: State

Summary of Legislation: *Renames Council, Adds Members-* The bill renames the "Mental Health and Addiction Advisory Council" the "Mental Health and Addiction Planning and Advisory Council" and adds members to consolidate the current council with a body required by federal law.

Repealed Provisions- The bill repeals provisions concerning terms of appointed members and repeals a provision that applies general rules for Family and Social Services Administration (FSSA) bodies to the Planning and Advisory Council (PAC).

Commission on Mental Health and Addiction- The bill removes a provision under which lay members of the Commission on Mental Health and Addiction (COMHAA) are ineligible for per diem or traveling expenses.

Superintendents of State Hospitals- The bill provides that superintendents of state hospitals serve at the will of the Director of the Division on Mental Health and Addiction and not for a term of four years. The bill removes provisions requiring bonds for superintendents of state-operated facilities. The bill gives the Director instead of the superintendent of each hospital the authority to regulate smoking at state hospitals.

Obsolete Provisions- The bill repeals obsolete provisions concerning: (1) the Dawn Project; (2) the biennial opioid report; (3) the closing of Central State Hospital; (4) mandated bond requirements for superintendents of state hospitals; and (5) the definition of "maintain".

The bill makes conforming changes.

(The introduced version of this bill was prepared by the Commission on Mental Health and Addiction.)

Effective Date: Upon passage; July 1, 2012.

Explanation of State Expenditures: *Renames Council, Adds Members-* This provision would have a minimal impact to advisory and planning council travel expenditures for members who are not state employees. Funding for the current advisory and planning councils is from federal Substance Abuse and Mental Health Services Administration (SAMHSA) block grant monies awarded to FSSA's Division of Mental Health and Addictions. Expenditures for the proposed PAC's travel reimbursement would operate in the same fashion as currently. However, the new PAC would meet at least quarterly, whereas, the current Advisory Council is required by current law to meet at least monthly.

Commission on Mental Health and Addiction- Reimbursement of travel and per diem expenditures for COMHAA lay members would increase state expenditures by a minimal amount. Currently, the Legislative Council allows the COMHAA a \$16,500 budget per interim. The COMHAA has 17 members, of which, 13 are lay members.

Background Information- According to the *Indiana State Mental Health and Addiction Plan*, the combination of the two separate advisory and planning councils was planned for 2012-2013. However, the PAC has already begun to meet as a combined council with 29 members. Currently, members who are not state employees do receive a mileage reimbursement. (The bill would codify this current payment to lay members.) The bill also specifies that at least 50% of the membership of the PAC must consist of persons that are neither state employees nor mental health service providers. Current membership is approximately 52% individuals in recovery, family members, or others, and 48% are state employees or providers. Travel reimbursement expenditures for the most recent meeting totaled \$847.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Mental Health and Addiction Planning and Advisory Council, Commission on Mental Health and Addictions, Legislative Services Agency.

Local Agencies Affected:

Information Sources: Dawn Hetzel, Deputy Legislative Director, FSSA; *Indiana State Mental Health and Addiction Plan 2012-2013*; Legislative Council Resolution 2011-02.

Fiscal Analyst: Chris Baker, 317-232-9851.